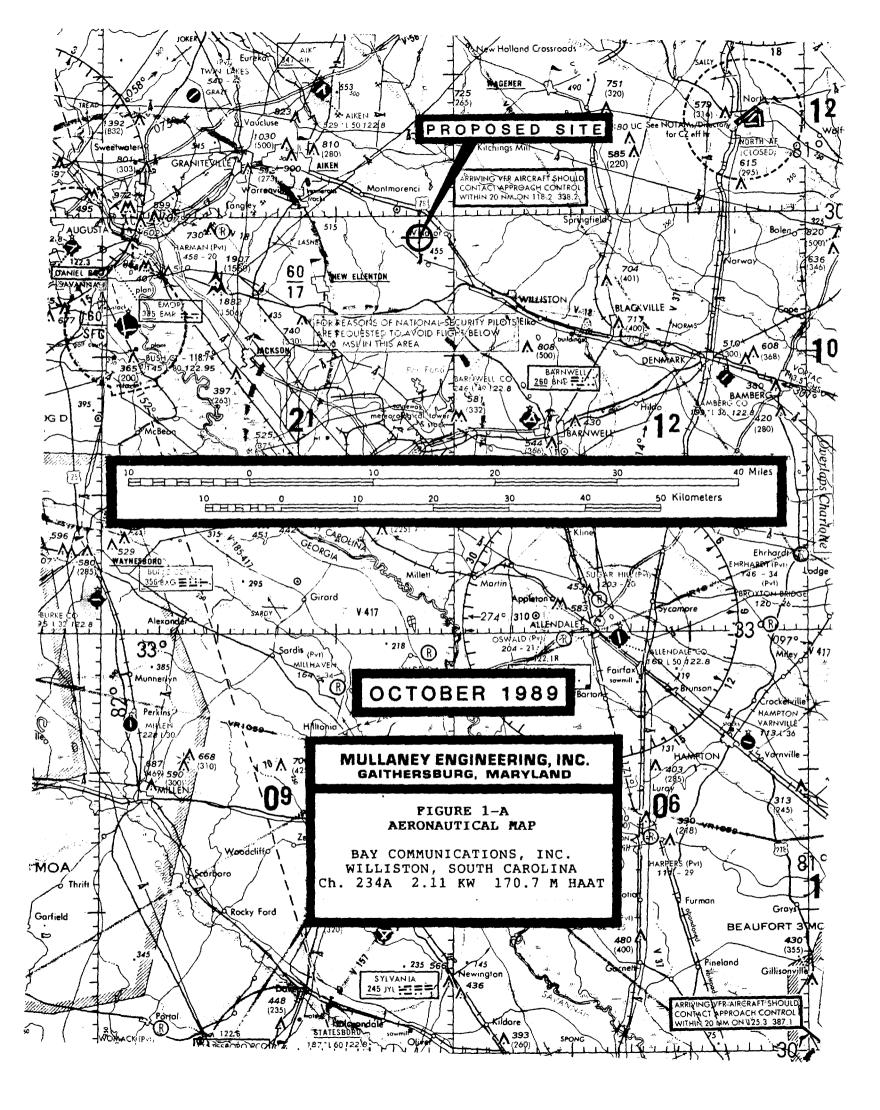
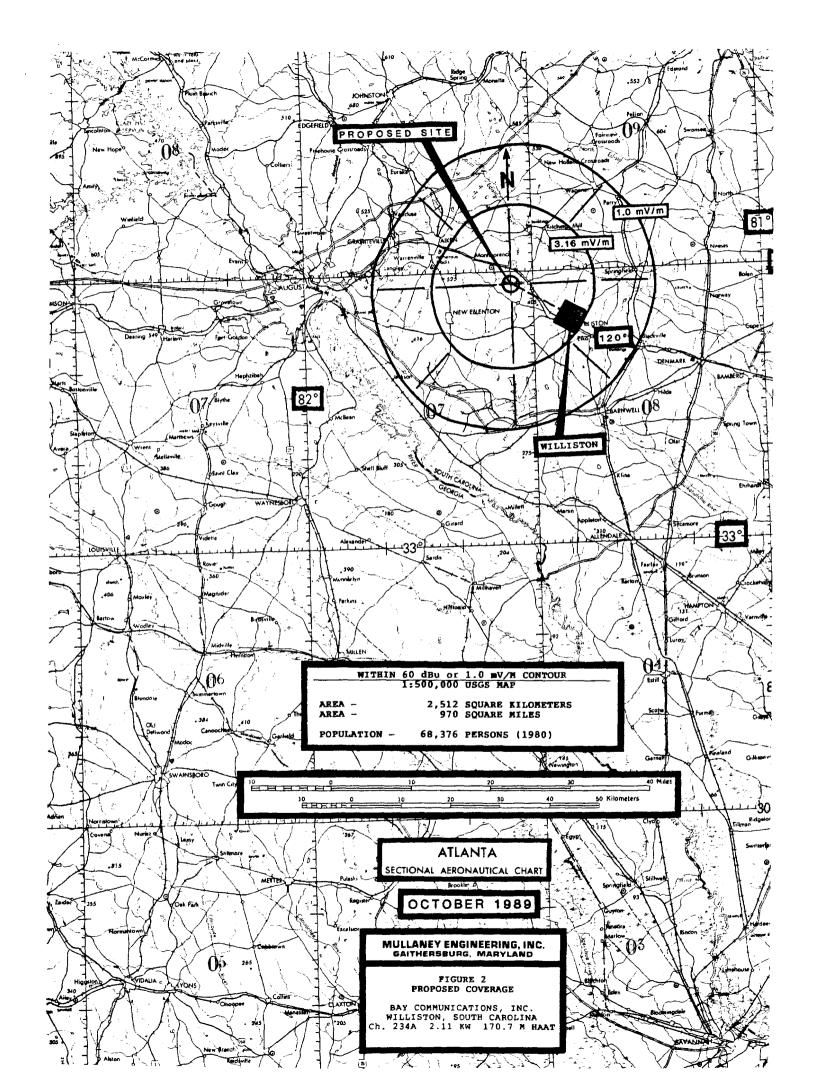


# WINDSOR QUADRANGLE SOUTH CAROLINA

7.5 MINUTE SERIES (TOPOGRAPHIC) 449 32'30" 450 451 1 840 000 FEET <sup>37</sup>06 3705 ಿClaypit 600 **0**0 SITE Windsor FEET NO AM BROADCAST STATIONS ARE WITHIN 3.2 KILOMETERS OF THE PROPOSED SITE. 1 MILE 0 3000 6000 7000 FEET 1 KILOMETER 0 CONTOUR INTERVAL 10 FEET **OCTOBER** MULLANEY ENGINEERING, INC. 27'30" GAITHERSBURG, MARYLAND FIGURE 1 TOPOGRAPHIC MAP BAY COMMUNICATIONS, INC. WILLISTON, SOUTH CAROLINA Ch. 234A 2.11 KW 170.7 M HAAT 3701





# FM COVERAGE

# WILLISTON, SOUTH CAROLINA

CHANNEL NO. 234

FREQUENCY 94.7 MHZ

CENTER OF RADIATION 273.7 METERS AMSL

COORDINATES: 33-28-33 / 81-32-57

|      |        |     |           |           |               | DISTANCE TO |         |       |  |
|------|--------|-----|-----------|-----------|---------------|-------------|---------|-------|--|
| В    | EARING | :   | 3-16 KM   | C.R.      | E.R.P.        |             | rours ( | KM)   |  |
| D    | EGREES | 1   | AVERAGE   | HAAT      | ( KW )        |             | 70.     | 60.   |  |
| *    | *****  | *   | *****     | *****     | *****         | ****        | *****   | ***** |  |
|      |        |     |           |           |               |             |         |       |  |
|      | 0.     | *   | 108.5     | 165.2     | 2.11          | 0.6         | 16.1    | 27.8  |  |
|      | 15.    |     | 100.1     | 173.6     | 2.11          | 0.6         | 16.6    | 28.5  |  |
|      | 30.    |     | 103.5     | 170.2     | 2.11          | 0.6         | 16.4    | 28.3  |  |
|      | 45.    | *   | 103.9     | 169.8     | 2.11          | 0.6         | 16.3    | 28.2  |  |
| •    | 60.    |     | 95.3      | 178.4     | 2.11          | 0.6         | 16.7    | 28.8  |  |
|      | 75.    |     | 94.7      | 179.0     | 2.11          | 0.6         | 16.7    | 29.0  |  |
|      | 90.    | *   | 92.6      | 181.1     | 2.11          | 0.6         | 16.9    |       |  |
|      | 105.   |     | 97.9      | 175.8     | 2.11          | 0.6         | 16.6    | 28.6  |  |
| CITY | 120.   |     | 104.9     | 168.8     | 2.11          | 0.6         | 16.3    | 28.2  |  |
|      | 135.   | *   | 104.1     | 169.6     | 2.11          | 0.6         | 16.3    | 28.2  |  |
|      | 150.   |     | 102.2     | 171.5     | 2.11          | 0.6         | 16.4    | 28.3  |  |
|      | 165.   |     | 97.7      | 176.0     | 2.11          | 0.6         | 16.6    | 28.6  |  |
|      | 180.   | *   | 91.3      | 182.4     | 2.11          | 0.6         | 16.9    | 29.1  |  |
|      | 195.   |     | 87.8      | 185.9     | 2.11          | 0.6         | 17.1    | 29.5  |  |
|      | 210.   |     | 79.7      | 194.0     | 2.11          | 0.6         |         | 29.9  |  |
|      | 225.   | *   | 87.6      | 186.1     | 2.11          | 0.6         |         | 29.5  |  |
|      | 240.   |     | 98.2      | 175.5     | 2.11          | 0.6         | 16.6    |       |  |
|      | 255.   |     | 105.5     | 168.2     | 2.11          | 0.6         | 16.3    | 28.2  |  |
|      | 270.   | *   | 108.5     | 165.2     | 2.11          | 0.6         | 16.1    | 27.8  |  |
|      | 285.   |     | 117.2     | 156.5     | 2.11          | 0.6         | 15.6    | 27.2  |  |
|      | 300.   |     | 129.9     | 143.8     | 2.11          | 0.6         | 14.8    | 26.2  |  |
|      | 315.   | *   | 127.9     | 145.8     | 2.11          | 0.6         |         | 26.4  |  |
|      | 330.   |     | 116.2     | 157.5     | 2.11          | 0.6         |         |       |  |
|      | 345.   |     | 111.8     | 161.9     | 2.11          | 0.6         | 15.9    |       |  |
|      |        |     |           |           |               |             |         | _,,,, |  |
| AVE  | RAGE   | *   | 103.0     | 170.7     | leters        |             |         |       |  |
|      |        | ARE | A IN SQUA | ARE KILO  | <b>IETERS</b> | 1.0         | 837.    | 2512. |  |
|      |        | ARE | A IN SQUA | ARE MILES | 3             | 0.4         | 323.    | 970.  |  |

115.0 DBU BLANKET CONTOUR IS COMPUTED VIA SECTION 73.318

MULLANEY ENGINEERING, INC. GAITHERSBURG, MARYLAND

FIGURE 2-A
PROPOSED CONTOURS
(METRIC UNITS)

BAY COMMUNICATIONS, INC. WILLISTON, SOUTH CAROLINA Ch. 234A 2.11 KW 170.7 M HAAT

# FM COVERAGE

## WILLISTON, SOUTH CAROLINA

CHANNEL NO. 234

FREQUENCY 94.7 MHZ

CENTER OF RADIATION 898. FEET AMSL

COORDINATES: 33-28-33 / 81-32-57

|      |        |      |         |          | DISTANCE TO |      |         |       |
|------|--------|------|---------|----------|-------------|------|---------|-------|
| В    | EARING | 2-1  | 0 MILE  | C.R.     | E.R.P.      |      | rours ( |       |
| D    | EGREES |      | ERAGE   |          | (KW)        | 115. |         |       |
| *    | *****  | ***  | *****   | ****     | *****       | **** | *****   | ***** |
|      |        |      |         |          |             |      |         |       |
|      | 0.     | *    | 356.    | 542.     | 2.11        | 0.4  |         |       |
|      | 15.    |      | 328.    | 570.     | 2.11        | 0.4  |         | 17.7  |
|      | 30.    |      | 340.    | 558.     | 2.11        | 0.4  |         | 17.6  |
|      | 45.    | *    | 341.    | 557.     | 2.11        | 0.4  |         | 17.5  |
|      | 60.    |      | 313.    | 585.     | 2.11        | 0.4  |         | 17.9  |
|      | 75.    |      | 311.    | 587.     | 2.11        | 0.4  |         | 18.0  |
|      | 90.    | *    | 304.    | 594.     | 2.11        | 0.4  |         | 18.1  |
|      | 105.   |      | 321.    | 577.     | 2.11        | 0.4  | 10.3    | 17.8  |
| CITY | 120.   |      | 344.    | 554.     | 2.11        | 0.4  | 10.1    | 17.5  |
|      | 135.   | *    | 342.    | 557.     | 2.11        | 0.4  | 10.1    | 17.5  |
|      | 150.   |      | 335.    | 563.     | 2.11        | 0.4  | 10.2    | 17.6  |
|      | 165.   |      | 321.    | 578.     | 2.11        | 0.4  | 10.3    | 17.8  |
|      | 180.   | *    | 300.    | 599.     | 2.11        | 0.4  | 10.5    | 18.1  |
|      | 195.   |      | 288.    | 610.     | 2.11        | 0.4  | 10.6    | 18.3  |
|      | 210.   |      | 262.    | 637.     | 2.11        | 0.4  | 10.9    |       |
|      | 225.   | *    | 287.    | 611.     | 2.11        | 0.4  | 10.6    | 18.3  |
|      | 240.   |      | 322.    | 576.     | 2.11        | 0.4  |         |       |
|      | 255.   |      | 346.    | 552.     | 2.11        | 0.4  |         |       |
|      | 270.   | *    | 356.    | 542.     | 2.11        | 0.4  | 10.0    | 17.3  |
|      | 285.   |      | 385.    | 514.     | 2.11        |      | 9.7     |       |
|      | 300.   |      | 426.    | 472.     | 2.11        | 0.4  | 9.2     |       |
|      | 315.   | *    |         | 478.     | 2.11        | 0.4  | 9.3     | 16.4  |
|      | 330.   |      |         | 517.     | 2.11        | 0.4  |         |       |
|      | 345.   |      | 367.    | 531.     | 2.11        | 0.4  |         |       |
| AVE  | RAGE   | *    | 338.    | 560.     | Feet        |      |         |       |
|      |        | AREA | IN SQUA | ARE MILE | S           | 0.4  | 323.    | 970.  |
|      |        | AREA | IN SQUA | ARE KILO | METERS      | 1.0  | 837.    | 2512. |

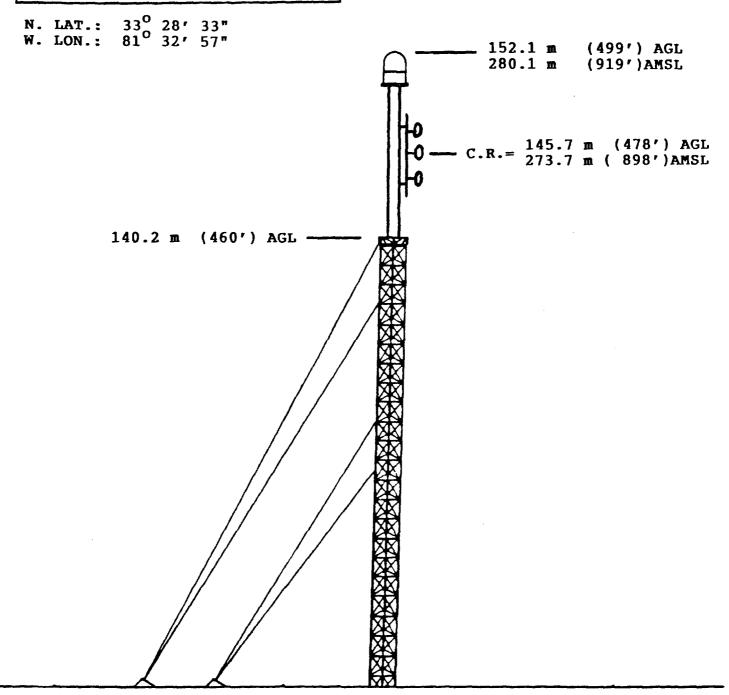
115.0 DBU BLANKET CONTOUR IS COMPUTED VIA SECTION 73.318

MULLANEY ENGINEERING, INC. GAITHERSBURG, MARYLAND

FIGURE 2-B
PROPOSED CONTOURS
(ENGLISH UNITS)

BAY COMMUNICATIONS, INC. WILLISTON, SOUTH CAROLINA Ch. 234A 2.11 KW 170.7 M HAAT.

# FAIRTING AND LIGHTIN IN ACCORDANCE WITH F.A.A. SPECIFICATIONS.



128.0m ( 420') AMSL

OCTOBER 1989

# MULLANEY ENGINEERING, INC. GAITHERSBURG, MARYLAND

FIGURE 3
VERTICAL TOWER SKETCH

BAY COMMUNICATIONS, INC. WILLISTON, SOUTH CAROLINA Ch. 234A 2.11 KW 170.7 M HAAT

## FM Spacing study

Title: WILLISTON, S.C.

Channel 234A ( 94.7 MHz)

Database: DW 09/27/89

Latitude: 33-28-33

Longitude: 81-32-57

Safety zone: 20 km

| Call Auth Licensee<br>City of License                 | name<br>St FCC File no.            | Chan<br>Freq | ERP-kW<br>EAH-m | Latitude<br>Longitude | Br-to<br>-from | Dist. Req. (km)          |
|---|------------------------------------|--------------|-----------------|-----------------------|----------------|--------------------------|
| PRM DELETION<br>MARTINEZ<br>Deletion proposed         | PROPOSED GA DOC-88-51              | 232A<br>94.3 |                 | 33-26-17<br>82-05-19  | 265.4<br>85.1  | 50.33 31<br>19.33 CLEAR  |
| WMTZ LIC COLUMBIA<br>MARTINEZ<br>Deletion proposed    | COUNTY BROADCAS<br>GA BLH-830609AE | 232A<br>94.3 | 3<br>91         | 33-26-17<br>82-05-19  | 265.4<br>85.1  | 50.33 31<br>19.33 CLEAR  |
| WMUU-FM LIC WMUU INCO                                 | ORPORATED<br>SC                    |              | 100<br>366      |                       |                | 180.9 165<br>15.94 CLOSE |
| NEW APP BAY COMM<br>WILLISTON<br>C.P. GRANTED: 9/2    | SC BPH-880725MG                    | 234A<br>94.7 | 1.31<br>153     | 33-27-57<br>81-28-08  | 98.5<br>278.5  | 7.544 -                  |
| ALLOC<br>WILLISTON<br>Filing window 02/01-03          | SC DOC-84-231<br>3/10/88           | 234A<br>94.7 |                 | 33-24-00<br>81-25-06  | 124.7<br>304.8 | 14.79 -                  |
| NEW APP PAM S ADE<br>SUMTER<br>WITHIN 0.5 KILOMETE    | SC BPH-880310ND                    | 234A<br>94.7 | 3<br>100        | 33-55-51<br>80-26-24  |                | 114.5 115<br>46 SHORT    |
| NEW APP IRIS COMM<br>SUMTER                           | NUNICATIONS INC<br>SC BPH-880310NS |              |                 |                       |                | 117.9 115<br>2.880 CLOSE |
| NEW APP SUMTER RA<br>SUMTER<br>PET FOR RECON FILED 7/ | SC 880310NO                        | 234A<br>94.7 | 3<br>100        |                       |                | 118.7 115<br>3.725 CLOSE |
| ALLOC<br>SUMTER<br>Filing window 02/01-03             | SC DOC-84-231<br>/10/88            | 234A<br>94.7 |                 | 33-55-06<br>80-20-48  | 65.8<br>246.5  | 121.8 115<br>6.813 CLOSE |
|   | RADIO INC<br>SC BPH-880310MA       |              |                 |                       |                | 123.7 115<br>8.747 CLOSE |
|   | NNETTE HALEY<br>SC BPH-880310MZ    |              |                 |                       |                | 123.8 115<br>8.845 CLOSE |

# MULLANEY ENGINEERING, INC. GAITHERSBURG, MARYLAND

FIGURE 4
CHANNEL ALLOCATION STUDY
(PAGE 1 OF 2)

BAY COMMUNICATIONS, INC. WILLISTON, SOUTH CAROLINA Ch. 234A 2.11 KW 170.7 M HAAT

Page 2 September 29, 1989

#### FM Spacing study

Title: WILLISTON, S.C.

Channel 234A (94.7 MHz)

Latitude: 33-28-33

Longitude: 81-32-57

| Call Auth Licensee name City of License St FCC File no.                             |                          | Latitude B<br>Longitude -  |                                    |
|---|--------------------------|----------------------------|------------------------------------|
| NEW APP SUMTER RADIO PARTNERS SUMTER SC BPH-880310NM                                | 234A 3<br>94.7 100       | 33-55-39<br>80-19-28 2     | 65.8 124.1 115<br>46.4 9.102 CLOSE |
| NEW CP RADIO MILLEN BROADCASTIN<br>MILLEN GA BPH-880616MD<br>CP Granted 08/10/89    | 235A 2<br>94.9 122       | 32-43-52 1<br>81-51-40     | 99.4 87.57 72<br>19.3 15.57 CLOSE  |
| PRM PROPOSED RULE MAKING GA DOC-89-110  | 236A<br>95.1             | 33-24-54 2<br>82-18-42     | 64.7 71.22 31<br>84.3 40.22 CLEAR  |
| RM DELETION REQUESTED BATESBURG SC RM-6734 Deletion proposed; COUNTERPROPOSAL TO I  | 237A<br>95.3<br>OC-89-19 | 33-54-02<br>81-24-25 1     | 15.5 48.92 31<br>95.6 17.92 CLEAR  |
| WKWQ LIC COLUMBIA CHRISTIAN RADIO<br>BATESBURG SC BLH-870924KA<br>Deletion proposed | 237A .94<br>95.3 171     | 33-54-02<br>81-24-25 1     | 15.5 48.92 31<br>95.6 17.92 CLEAR  |
| NEW APP CAROLINA SOUND CORPORATI BATESBURG SC 881101MG MUTUALLY EXCLUSIVE W/ WKWQ   | 237A .94<br>95.3 171     | 33-54-02<br>81-24-25<br>19 | 15.5 48.92 31<br>95.6 17.92 CLEAR  |
| RM RULE MAKING PETITION SOUTH CONGAREE SC RM-6734 COUNTERPROPOSAL TO DOC-89-19      | 237A<br>95.3             | 33-50-23<br>81-13-18 21    | 36.7 50.51 31<br>16.9 19.51 CLEAR  |
| NEW APP AUGUSTA RADIO FELLOW INS * WALTERBORO SC 880602MM EDUCATIONAL OPERATION     | 287A 3<br>105.3 100      | 32-52-42 13<br>80-45-37 31 | 31.9 99.02 10<br>12.4 89.02 CLEAR  |
| WJYQ LIC CEDAR COMM LTD PTSHP<br>MONCKS CORNER SC BLH-861218KB<br>Was WMXQ 10/05/87 | 288A 1.40<br>105.5 148   | 33-05-35 10<br>80-02-01 28 | 06.4 147.4 10<br>87.2 137.4 CLEAR  |

>> End of channel 234A study <<

# MULLANEY ENGINEERING, INC. GAITHERSBURG, MARYLAND

FIGURE 4
CHANNEL ALLOCATION STUDY
(PAGE 2 OF 2)

BAY COMMUNICATIONS, INC. WILLISTON, SOUTH CAROLINA Ch. 234A 2.11 KW 170.7 M HAAT

| SECTION VI - EQUAL EMPLOYMENT   | PORTUNITY PROGRAM  |                 |                 |
|---|--|-----------------|-----------------|
| 1 Does the applicant propose to emplo   | oy five or more full-time employees?   | N/A             | Yes No          |
| If Yes, the applicant must include a Opportunity Program Report (FCC  | an EEO program called for in the separate 898-A).  | Broadcast Equal | Employment      |
|   | • · · · · · · · · · · · · · · · · · · ·  | •               |                 |
|   |  |                 |                 |
|   |  | •               |                 |
| SECTION VII - CERTIFICATIONS  |  | •               |                 |
| 2 Has the applicant reasonable assura V of this form, as the location of it the applicant's intended purpose? | th the public notice requirement of 47 C.F.  noe, in good faith, that the site or structure transmitting antenna, will be available to | e proposed in S | for Exhibit No. |
| If No, attach as an Exhibit, a full exp   | plantion.  | •               | N/A             |
|   | i on applicant's ownership of the proposed<br>ned such reasonable assurance by contacting<br>e or structure.                           |                 |                 |
| Name of Person Contacted  | A.W. Flynn   | <del></del>     | · .             |
| Telephone No. (include eres code)   | (803) 266-7955   | ·               |                 |
| Person contacted: Icheck one bes be   | (ap)   |                 |                 |
| Owner X Ow  | ner's Agent Other (specify)  | ·               |                 |

The APPLICANT hereby waives any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as emended.)

The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations, and that all exhibits are a material part hereof and incorporated herein.

The APPLICANT represents that this application is not filed for the purpose of impeding, obstructing, or delaying determination on any other application with which it may be in conflict.

In accordance with 47 C.F.R. Section 186, the APPLICANT has a continuing obligation to advise the Commission, through amendments, of any substantial and significant changes in information furnished.

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT.

U.S. CODE, TITLE 18, SECTION 1081.

I certify that the statements in this application are true and correct to the best of my knowledge and belief, and are made in good faith.

| Name of Applicant        | Signature |
|--------------------------|-----------|
| Bay Communications, Inc. | X         |
| Date                     | THE       |
| September 29, 1989       | President |

# FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT AND THE PAPERWORK REDUCTION ACT

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended. The principal purpose for which the information will be used is to determine if the benefit requested is consistent with the public interest. The staff, consisting variously of attorneys, analysts, engineers and applications examiners, will use the information to determine whether the application should be granted, denied, dismissed, or designated for hearing. If all the information is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information. Accordingly, every effort should be made to provide all necessary information. Your response is required to obtain the requested authority.

Public reporting burden for this collection of information is estimated to vary from 71 hours 45 minutes to 801 hours 80 minutes with an average of 118 hours 28 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, can be sent to the Federal Communications Commission, Office of Managing Director, Washington, D.C. 20554, and to the Office of Management and Budget, Paperwork Reduction Project (8080-0027), Washington, D.C. 20503.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1874, P.L. 83-578, DECEMBER 31, 1974, 5 U.S.C. 552x(eX3), AND THE PAPERWORK REDUCTION ACT OF 1880, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.

E420"E30" :150005110:1 Maine National Bank

ANN OF NEW ENGLAND

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METHO - ta hundred-ROBERT J COLE
EILESN'P. COLE
BRACKETT RD.
BRUNSWICK, ME 04011 22 12 1989 800112 183

# EXHIBIT 2

#### **MULLANEY ENGINEERING, INC.**

9049 SHADY GROVE COURT GAITHERSBURG, MD 20877

301 921-0115

# ENGINEERING EXHIBIT RM-2:

ENGINEERING COMMENTS IN SUPPORT OF A PETITION FOR RECONSIDERATION
BY WILLIAM P. EATON, JR.
CONCERNING THE ALLOTMENT OF FM CHANNEL 234A TO WARRENTON, GA.

APRIL 30, 1990

PREPARED ON BEHALF OF

RADIO STATION WAAW
BAY COMMUNICATIONS INCORPORATED
WILLISTON, S.C.

ORIGINAL SIGNATURE

## **MULLANEY ENGINEERING, INC.**

# ENGINEERING EXHIBIT RM-2:

ENGINEERING COMMENTS IN SUPPORT OF A PETITION FOR RECONSIDERATION BY WILLIAM P. EATON, JR. CONCERNING THE ALLOTMENT OF FM CHANNEL 234A TO WARRENTON, GA.

# TABLE OF CONTENTS:

- 1. Declaration of Engineer
- 2. Narrative Statement.
- 3. Figure 1, CH. 234A Williston, S.C. Allowable Area.
- 4. Figure 1-A, CH. 234A Williston, S.C. Channel Study.

#### **MULLANEY ENGINEERING, INC.**

#### **DECLARATION**

I, John J. Mullaney, declare and state that I am a graduate electrical engineer with a B.E.E. from Catholic University, and my qualifications are known to the Federal Communications Commission, and that I am an associate engineer in the firm of Mullaney Engineering, Inc., and that firm has been retained by Bay Communications Incorporated, permittee of Radio Station WAAW at Williston, S.C. to prepare an comments concerning proposed channel allotments at Warrenton and Gibson, Ga.

All facts contained herein are true of my own knowledge except where stated to be on information or belief, and as to those facts, I believe them to be true. I declare under penalty of perjury that the foregoing is true and correct.

John J. Mullaney

Executed on the 30th day of April 1990.

#### ENGINEERING EXHIBIT RM-2:

ENGINEERING COMMENTS IN SUPPORT OF A PETITION FOR RECONSIDERATION BY WILLIAM P. EATON, JR. CONCERNING THE ALLOTMENT OF FM CHANNEL 234A TO WARRENTON, GA.

## NARRATIVE STATEMENT:

# I. GENERAL:

This engineering statement has been prepared on behalf of Bay Communications Incorporated, permittee of Radio Station WAAW on Channel 234A at Williston, S.C. The purpose of this statement is to support a petition for reconsideration filed by William P. Eaton, Jr., concerning the return of his request for the allotment of FM Channel 234A to Warrenton, Ga. The basis of the Eaton dismissal is an unpublished internal FCC proposal to assign Ch. 234A in lieu of 278A at Gibson, Ga., in MM Docket 89-404. The substitution of Ch. 234A is in direct conflict with WAAW's pending change of site application (BMPH-891002IK) and the FCC has never published their proposal and thereby, denied WAAW the opportunity to file timely comments.

MM Docket 89-404 concerns the substitution of Ch. 278C3 for 278A at Greenwood, S.C. and the allotment of Ch. 278A to Gibson, Ga. It should be understood that the Greenwood & Gibson proposals are mutually exclusive. While the initial channel requested for Gibson was Ch. 278A, it appears that the FCC has internally determined that Ch. 234A is also

available for assignment at Gibson. This is confirmed by the fact that the FCC engineering database at the end of March contains this alternative proposal while also being confirmed by a letter dated, Feb. 7, 1990, from Karl A. Kensinger to John E. Fiorini, III, Esq., where in the Allocations Branch returned a new rule making petition for Ch. 234A at Warrenton, Ga., due to a short-spacing with a pending counterproposal to add 234A to Gibson.

WAAW has standing in as much as its pending application for change of site and increase to the maximum equivalent Class A power of 6 KW (BMPH-891002IK) would result in a 8.1 kilometer short spacing to proposed alternate allotment of Ch. 234A at Gibson. It should be noted that the comment date for Greenwood was November 16, 1989 and as of that date no mention was made of using Ch. 234A as an alternative for Gibson.

WAAW will also be filing comments in the MM Docket 89-586, concerning an unidentified conflict with a proposal to substitute channels at Millen, Ga.

### II. ENGINEERING DISCUSSION:

# A. Impact of Gibson R.M. on Williston Application:

Figures 1 and 1-A are a map and tabulation which define the area in which WAAW can located in order to achieve the new 6 KW power permitted for Class A stations. The map clearly shows that in order to qualify for the increase in power WAAW had to abandon its C.P. site and relocate some 7.5 kilometers to the west in order to provide the required separation to pending applications for Ch. 234A at Sumter, S.C. It should be noted that from this site WAAW's proposed 70 dBu contour serves

approximately 87 percent of Williston and consequently, just barely exceeds the 80 percent threshold being used by the FM Branch. As presently filed, WAAW's application indicates 100 percent coverage and it was not until researching this conflict that it was determined through use of a 7.5' topographic map that slightly less coverage was being provided. This revised coverage analysis is based upon terrain elevations extracted every 1 degree from the NGDC 30 Second database.

The map also shows the impact of the proposal to allocate Ch. 234A to Gibson. As can be seen, WAAW's pending site is short spaced to the Gibson proposal and would be at nearly any site west of its current C.P. site. However, WAAW cannot remain at its present site due to a short spacing that would be created with pending applications for Ch. 234A at Sumter, S.C. In addition, WAAW cannot move south due to a short spacing that would result with with MM Docket 89-586 which involves the substitution of 235C3 for 235A at Millen, Ga.

As shown above, if Gibson is alloted Ch. 234A, WAAW will be prevented from obtaining 6 KW.

# B. Impact of Williston Application on Gibson R.M.:

It should be understood that as originally proposed on Ch. 278A, the WAAW application does not have any impact on Gibson. An impact only exists if this late and yet unpublished proposal to assign Ch. 234A to Gibson is adopted by the Commission.

## C. Proposed Solution:

WAAW does not believe that the proposal to assign Ch. 234A to Gibson is a valid alternate proposal since it

was not presented by the close of comments in that docket which was November 16, 1989 and by which time the WAAW application was already pending for over 45 days. In addition, the FCC has never formally published the alternate proposal and therefore, has <u>denied</u> WAAW a chance to file comments on its own behalf.

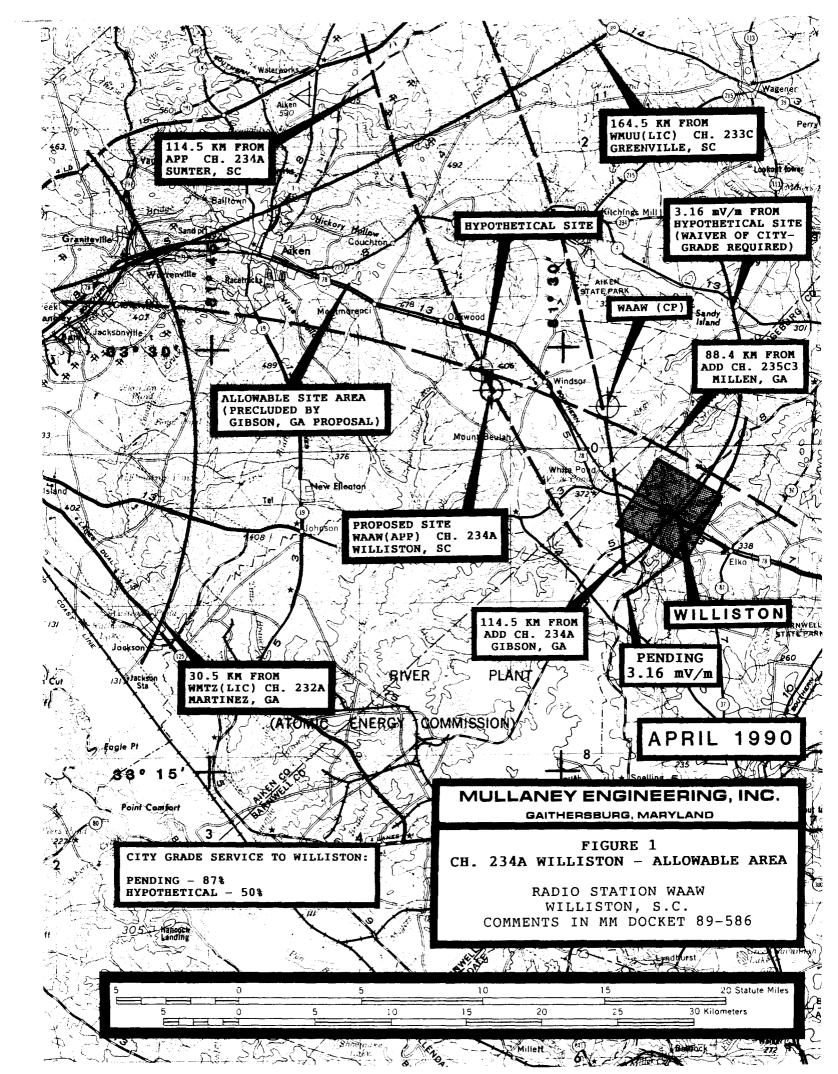
WAAW also does not believe that its pending application should be viewed simply as a site preference. As shown above, upon grant of the Gibson alternate proposal no other 6 KW site would exist for WAAW and, therefore, it must be considered more than a simple site preference. In the MM Docket 88-375, the Commission found that an increase to 6 KW by Class A stations was in the public interest. Consequently, to select Gibson over Williston simply because Williston still has a 3 KW site open to it would be contrary to the public interest already established by the Commission.

#### III. SUMMARY:

Bay Communications Incorporated, permittee of Radio Station WAAW at Williston, S.C., hereby supports the petition for reconsideration filed by William P. Eaton, Jr., concerning the return of his request for the allotment of FM Channel 234A to Warrenton, Ga. WAAW opposes the use of Ch. 234A at Gibson, Ga., and believes that the public interest would be better served by the allotment of Ch. 234A at Warrenton and the resulting approval to permit WAAW to operate with the equivalent of 6 KW.

April 30, 1990.

ohn J. Mollaney



## FM Spacing study

| Title: WAAW - PENDING SITE       Latitude: 33-28-33         Channel 234A ( 94.7 MHz)       Longitude: 81-32-57         Database: DW 04/26/90       Safety zone: 25 km |   |  |  |  |  |  |
|---|---|--|--|--|--|--|
| Call Auth Licensee name City of License St FCC File no.   | Chan ERP-kW Latite<br>Freq EAH-m Longite                  | ude Br-to Dist. Req.<br>ude -from (km) (km)  |  |  |  |  |
| WMTZ LIC COLUMBIA COUNTY BROADCAS<br>MARTINEZ GA BLH-830609AE<br>Deletion proposed; ORDERED TO 230C3  |   | -17 265.4 50.33 31<br>-19 85.1 19.33 CLEAR   |  |  |  |  |
| WMUU-FM LIC WMUU INCORPORATED GREENVILLE SC BLH-6867  |   | -29 334.3 180.9 165<br>-41 153.8 15.94 CLOSE |  |  |  |  |
| WAAW APP BAY COMMUNICATIONS INCOR<br>WILLISTON SC BMPH-8910021K   |   | -33 .0 115<br>-57 .0                         |  |  |  |  |
| WAAW CP BAY COMMUNICATIONS INCOR WILLISTON SC BPH-880725MG CP Granted 09/28/89; Call Granted 11/13  | 94.7 153 81-28-   | -57 98.5 7.544 115<br>-08 278.5              |  |  |  |  |
| ADD INTERNAL FCC PROPOSAL GIBSON GA Site Restricted 8.4 km Northwest- Alter IF GRANTED, THIS PROPOSAL WILL TOTALLY  | nate Proposal   |  |  |  |  |  |
| NEW APP PAM S ADKINS & LEE S SEN SUMTER SC BPH-880310ND WITHIN 0.5 KILOMETER TOLERANCE  |   | 51 63.4 114.5 115<br>24 244.146 <b>SHORT</b> |  |  |  |  |
| NEW APP IRIS COMMUNICATIONS INC SUMTER SC BPH-880310NS  |   | 02 63.0 117.9 115<br>41 243.7 2.880 CLOSE    |  |  |  |  |
| NEW APP SUMTER RADIO PARTNERSHIP SUMTER SC 880310NO PET FOR RECON FILED 7/11/88   |   | 01 68.1 118.7 115<br>27 248.8 3.725 CLOSE    |  |  |  |  |
| ALLOC SUMTER SC DOC-84-231 Filing window 02/01-03/10/88 **CLOSED** 3 OTHER PENDING APPLICATIONS AT GREATE   | 94.7 80-20-   | 06 65.8 121.8 115<br>48 246.5 6.813 CLOSE    |  |  |  |  |
| WMKO CP RADIO MILLEN BROADCASTIN MILLEN GA BPH-880616MD Deletion proposed; CP Granted 08/10/89;   | 235A 4.10 32-43-<br>94.9 122 81-51-<br>Call Granted 09/20 | 40 19.3 15.57 CLOSE                          |  |  |  |  |

# MULLANEY ENGINEERING, INC.

GAITHERSBURG, MARYLAND

FIGURE 1-A
CH. 234A WILLISTON - CHANNEL STUDY
(Page 1 of 2)

RADIO STATION WAAW WILLISTON, S.C. COMMENTS IN MM DOCKET 89-404

# FM Spacing study

| Title: WAAW - PENDING SITE<br>Channel 234A ( 94.7 MHz)                             |                                      |                               |                                    |                       | e: 33-<br>e: 81- |             |
|--|--------------------------------------|-------------------------------|------------------------------------|-----------------------|------------------|-------------|
| Call Auth Licensee<br>City of License  | St rcc rile no.                      | Chan ERP-kW<br>Freq EAH-m     | roud1 cade                         | -rrom                 | (KM)             | (KM)        |
| PRM CLASS CHA<br>MILLEN<br>Deletion proposed                                       |                                      |                               |                                    |                       |                  |             |
| PRM CLASS CHA  | ANGE FROM A PROP<br>GA DOC-89-586    | 235C3<br>94.9                 | 32-43-52<br>81-51-40               | 199.4<br>19.3         | 87.57<br>-1.43   | 89<br>SHORT |
| ALLOC<br>HARLEM<br>Granted effective 04/2<br>Filing window 04/23-05                | 20/90, adopted 02,                   | 236A<br>95.1<br>⁄21/90, relea | 33-24-54<br>82-18-42<br>ased 03/07 | 264.7<br>84.3<br>/90; | 71.22            | 31<br>CLEAR |
| RM DELETION<br>BATESBURG<br>Deletion proposed; COU                                 |                                      |                               | 33-54-02<br>81-24-25               | 15.5<br>195.6         | 48.92<br>17.92   | 31<br>CLEAR |
| WKWQ LIC COLUMBIA<br>BATESBURG<br>Deletion proposed; For<br>Affiliated with WBLR(A | SC BLH-870924KA<br>mat: AOR; Network | 95.3 171                      | 81-24-25                           | 195.6                 | 48.92<br>17.92   | 31<br>CLEAR |
| RM RULE MAKI<br>SOUTH CONGAREE<br>COUNTERPROPOSAL TO DOC                           | NG PETITION<br>SC RM-6734<br>-89-19  | 237A<br>95.3                  | 33-50-23<br>81-13-18               | 36.7<br>216.9         | 50.51<br>19.51   | 31<br>CLEAR |

>> End of channel 234A study <<

# MULLANEY ENGINEERING, INC.

GAITHERSBURG, MARYLAND

FIGURE 1-A
CH. 234A WILLISTON - CHANNEL STUDY
(Page 2 of 2)

RADIO STATION WAAW
WILLISTON, S.C.
COMMENTS IN MM DOCKET 89-404

# CERTIFICATE OF SERVICE

I, Andrea Sumner, a secretary at the law firm of Brown Finn & Nietert, Chartered, do hereby certify that I have, this 15th day of May, 1990, mailed, via first-class U.S. mail, postage prepaid, a copy of the foregoing "Comments" to each of the following:

Andrew J. Rhodes\*
Acting Chief, Allocations Branch
Federal Communications Commission
2025 M Street, N.W., Room 8322
Washington, D.C. 20554

Mark Van Bergh, Esq.
Gardner, Carton & Douglas
1001 Pennsylvania Avenue, N.W.
Suite 750
Washington, D.C. 20004
Counsel to William P. Eaton, Jr.

John P. Bankson, Jr., Esq.
Hopkins & Sutter
888 16th Street, N.W.
Washington, D.C. 20006
Counsel to Radio Millen Broadcasting,
Co., Inc.

Lawrence J. Bernard, Jr., Esq.
Ward & Mendelsohn, P.C.
1100 17th Street, N.W., Suite 900
Washington, D.C. 20036
Counsel to United Community Enterprises,
Inc.

Ms. Toni T. Rinehart Heart of Dixie Broadcasting, Inc. 2557-E Mountain Lodge Circle Birmingham, Alabama 35216

Andrea Sumner

\*Denotes hand delivery